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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lawrence Boni et al.	Examiner: To be assigned
Serial No: 10/696,389	Art Unit: 1614
Filed: October 29, 2003	Confirmation No.: 6398
For: Sustained Release of Antiinfectives	Attorney Docket No. TRA-008.01

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<u>Certificate of First Class Mailing</u>	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date set forth below.	
<u>September 22, 2005</u> Date of Signature and Mail Deposit	By: <u>Kristen Salera</u> Kristen Salera

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR § 1.97 (b)(3)

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to the Applicants and/or their attorney to be in compliance with the requirements of 37 CFR § 1.56.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the cited documents are material or constitute "prior art." If the Examiner applies the listed documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under

United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the referenced documents be applied against the claims of the present application.

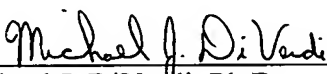
Under 37 C.F.R. § 1.97(b)(3), this Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits; therefore, no fee is believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fees as required under 37 C.F.R. § 1.17(p) to our **Deposit Account No. 06-1448, Reference: TRA-008.01.**

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 832-1753.

Respectfully Submitted,

Date: September 22, 2005

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Form PTO-1449			Docket Number (Optional) TRA-008.01		Application Number 10/696,389	
INFORMATION DISCLOSURE IN AN APPLICATION <i>(Use several sheets if necessary)</i>			Applicant Boni et al.			
			Filing Date October 29, 2003		Group Art Unit 1614	
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,849,490	12/15/1998	Schonwetter et al.		
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation YES NO
OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages Etc.)</i>						
	AB	International Search Report, PCT/US03/34240 mailed on July 12, 2005.				
EXAMINER				DATE CONSIDERED		
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						

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